



PATENT
Attorney Docket No.: MEDIV2010-4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Epstein et al. Art Unit: 1636
Application No.: 10/618,183 Examiner: R. Akhavan
Filing Date: July 10, 2003 Confirmation No.: 4304
Title: INJECTION OF BONE MARROW-DERIVED CELLS AND MEDIUM
FOR ANGIOGENESIS


Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO TELEPHONE INQUIRY

Dear Sir:

Responsive to Examiner Akhavan's telephone inquiry regarding the status of a Response to Notice of Non-Compliant Amendment mailed May 23, 2005, Applicant submits that this notice was never received by Applicant's Attorneys. A Patent Record Sheet listing the entire patent due date history for this application, which indicates that a notice was not received, is attached as Exhibit A.

Applicant's subsequent filings after May 23, 2005 includes Applicant's submission to the U.S. Patent Office a Supplemental Application Data Sheet mailed June 10, 2005 and a Request for Corrected Filing Receipt mailed July 27, 2005.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, September 16, 2005 , in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
Cara Grifone (Name of Person Mailing Paper)	
 (Signature)	September 16, 2005 (Date)

In re Application of:
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Also attached hereto for the Examiner's convenience is a copy the Notice of Non-Compliant Amendment as retrieved from PAIR (Exhibit B) as well as a response thereto.

No fee is believed due with this submission. In the event that fees are due, please charge our Deposit Account No. 07-1896 appropriately.

Respectfully submitted,



Date: September 16, 2005

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MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

Responsive to the Notice of Non-Compliant Amendment mailed May 23, 2005, please enter the following as a supplement to the Preliminary Amendment mailed May 10, 2005.

CERTIFICATION UNDER 37 CFR §1.8	
I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service with sufficient postage as first class mail on this date, September 16, 2005 , in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
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